

**Protection and Advocacy for Developmental Disabilities (PADD)
Annual Program Performance Report (PPR)**

Reporting Period: October 1, 2004 through September 30, 2005

Section I—Designated Agency Identification	
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Section II—Individual Clients Served
This section is for reporting of persons with developmental disabilities who received individual advocacy addressing at least one disability-related problem. Do not report the same individual more than once even if they received multiple services, and do not include individuals who were only represented as part of a group or class action.

A. Number of Individual Clients (Persons with Developmental Disabilities Receiving Individual Advocacy)	
1. Number of clients receiving advocacy at start of fiscal year:	17
2. Number of new/reviewed clients represented during fiscal year:	58
Total	75
3. If program income was used to supplement the PADD allotment for the reporting period, estimate the number of individuals served as a result of program income dollars.	0
4. Number of individuals requesting individual advocacy and who are eligible under the PADD program but did not receive such.	36

B. Number of Case Problems* of Individual Clients	
*This number may be more than the total number of clients serviced since each client may have more than one presenting problem to be addressed.	95

C. Age of Individual Clients	
0-2	1
3-4	1
5-22	54
23-59	17
60 and over	2
Total	75

D. Sex of Individual Clients	
Male	58
Female	17
Total	75

E. Racial/Ethnic Background of Individual Clients	Single Response	Multiple Response
Data is self-reported. Select only one category for each client.		
Asian		
Black, not Hispanic/Latino origin	15	
Hispanic/Latino	4	
North American Indian or Alaskan Native	1	
Pacific Islander		
White, not Hispanic/Latino origin	52	
Multi cultural (identified with more than one of above)		
Other than above		
Information Not Provided	3	
Total Clients	75	

F. Individual Client's Geographic Location		
Number of Individual Clients by Geographic Location	In State	Out State
Urban (metropolitan area with population of 50,000 or more)	32	
Rural	43	
Total Population	75	

G. Clients' Living Arrangements	
Independent	4
Parent or other Family Home	51
Community Residential Home (e.g. supervised apartment, semi-independent, halfway house, board & care, small group home 3 or less)	7
Foster Care	
*Nursing Home (includes ICF, SNF, etc.)	1
*Public (State Operated) Institutional Living Arrangement (e.g., hospital treatment center/school or large ICF/MR group home more than 3 beds)	10

*Private Institutional Living Arrangement (e.g. hospital or treatment center, school group home more than 3 beds)	1
*Legal Detention/Jail/Prison/Detention Center	
Homeless	
*Federal Facility (List)	
Other	1
Total Client Cases by Living Arrangement	75

(*Is considered an institution for the purposes of completing Section III A-1)

H. Individual Clients' Disability	
Identify the client's primary disability. This is the disability which directly impacts or allows the individual to be considered developmental disabled <u>and</u> results in the need for advocacy.	
ADD	2

ADHD	2
Asperger's Syndrome	5
Autism	16
Cerebral Palsy	4
Deaf	3
Developmental Delayed (NOS)	1
Down Syndrome	1
Dystonia	1
Emotional/Behavioral (SED)	5
Heard of Hearing	1
Learning Disability	2
Mental Illness	4
Mental Retardation	23
Neurological Disorder	2
Quadriplegia	1
Visual Impairment	1
Disability Unknown	1
Total Disabilities	75

County/City List

	County Name	Total Population	Number of Individual Clients
1	Albemarle	79,236	
2	Amherst	31,894	2
3	Appomattox	13,705	1
4	Augusta	65,615	
5	Bedford	60,371	1
6	Carroll	29,245	1
7	Charlottesville	45,049	2
8	Chesapeake	199,184	4
9	Chesterfield	259,903	2
10	Clarke	12,652	1
11	Culpeper	34,262	1
12	Danville	48,411	1
13	Dinwiddie	24,533	2
14	Fairfax City	21,498	1
15	Fairfax County	969,749	1
16	Fauquier	55,139	1
17	Floyd	13,874	
18	Franklin County	47,286	1
19	Frederick	59,200	1
20	Fredericksburg	19,279	2
21	Greensville	11,500	
22	Halifax	37,355	
23	Hampton	146,437	3
24	Hanover	86,320	4
25	Harrisonburg	40,468	1
26	Henrico	262,300	1

27	Henry	57,930	2
28	Hopewell	22,354	1
29	King George	16,803	1
30	King & Queen	6,630	2
31	Loudoun	159,599	
32	Louisa	25,627	
33	Lynchburg	65,269	2
34	Mecklenburg	32,380	
35	Montgomery	83,629	3
36	Newport News	180,150	2
37	Norfolk	234,403	2
38	Northampton	130,932	1
39	Petersburg	33,740	2
40	Portsmouth	100,565	2
41	Powhatan	22,377	
42	Prince George	33,047	
43	Prince William	280,813	2
44	Pulaski	35,127	
45	Rappahannock	6,983	1
46	Richmond City	197,790	2
47	Richmond County	8,809	1
48	Roanoke County	85,778	1
49	Rockingham	67,725	1
50	Smyth	33,081	
51	Spotsylvania	90,395	3
52	Staunton	23,853	1
53	Tazewell	44,598	
54	Virginia Beach	425,257	4
55	Warren	31,584	1
56	Westmoreland	16,718	
57	Winchester	23,585	3
58	Wythe	27,599	
59	York	56,297	1

Section III. Case Problem Areas (Complaints) of Individual Clients Served

This is the total number of problems addressed by the PADD program and collected at case closure. This will allow the PADD program to better determine the outcome of its work. This can be more than the number of problems presented upon intake that is the total number reported in Section II B.

A. The outcome of problems addressed for Individual Clients

1. Number of persons with developmental disabilities living in institutions* served by the P&A whose complaint of abuse, neglect, discrimination of their rights was remedied by the P&A. (*see living arrangements to determine definition of institution)	11
2. (GPRA Outcome)—Number of persons with developmental disabilities living in the community who were served by the P&A and whose complaint of abuse, neglect, discrimination of their rights was remedied by the P&A	64

during the course of the plan year.	
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This GPRA Outcome will be included in a national total reported to Congress, in compliance with the Government Performance and Results Act of 1993 (GPRA). This Outcome will be compared with the Target/Objective in the SGP previously submitted in the Plan Year.

B. Types of problems addressed by areas of emphasis	
1. Quality Assurance including abuse, neglect & other violations of rights	14
2. Education and early intervention	30
3. Child care	
4. Health care	
5. Employment	2
6. Housing	
7. Transportation	
8. Recreation	
Total Case Problem Areas of Individual Clients Addressed upon closure	46

C. Reasons for Closing Individual's Case Files:	
1. Issues resolved partially or completely in the individual's favor	24
2. Other representation found	
3. Individual withdrew complaint	3
4. Appeals were unsuccessful	
5. PADD services not needed due to individual's death, relocation, etc.	5
6. PADD withdrew because individual would not cooperate	
7. PADD unable to take case because of lack of resources	2
8. Individual's case lacks legal merit	
9. Other	

D. Intervention Strategies Used in Serving Individuals (List the highest level of Interventions used by PADD prior to closing each case file.)	
1. Technical assistance in self-advocacy	7
2. Short-term assistance	7
3. Investigation/monitoring	4
4. Negotiation	8
5. Mediation/alternative dispute resolution	1
6. Administrative hearings	6
7. Litigation	1

E. Satisfaction of Individuals Served	
1. Number of satisfaction surveys distributed	44
2. Number of satisfaction surveys returned during the year (may not be the same Number sent out.)	8
3. Of the total number of surveys returned, indicate how many individuals rated their overall satisfaction with PADD in the following ways:	
a. satisfied	8
b. not satisfied	
4. Number of client grievances filed under the client grievance procedure	4

Section IV. Interventions on Behalf of Groups of Clients

A. Summary Information

Type of Intervention	Number of Groups	Potential # Individuals Impacted	Concluded Successfully	Concluded Unsuccessfully	Pending
Group Advocacy					
Investigations	Central Virginia Training Center	560			x
Monitoring	Assisted Living Facilities	33,890			x
Court-Ordered Monitoring					
Systemic or Class-Action Litigation	Assisted Living Facility	33,890			x
	Legislation and Administrative Regulations				
	DMHMRSAS				
	Human Rights Regulations	110,861			x
	Medicaid	38,000			x
	EPSDT work				
Total		183,311			

Section V. Non Case Directed Services

A. Information and Referral Services (see glossary for definition (Individual Non Case I&R) Total I&R	1255
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B. Public Education and Training Activities (see glossary for definition) Number of persons with disabilities (or their family members) who received education or training about their rights, enabling them to be more effective self advocates.	185
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C. Information Dissemination Activities	Number of Items
1. radio/TV appearances	3
2. newspaper articles (attach select articles)	5
3. PSAs/videos/films/etc. aired	1
4. reports disseminated	2
5. publications disseminated	5
6. Information about P&A disseminated (include general training/outreach or presentations not included in training activities)	Unknown
7. Number of hits on Website	19,733
8. Describe other media activities:	

D. Consumer Involvement in P&A Organization

Please provide the following information on the number of individuals who self identify.

Number of consumers (DD)	Primary Consumers	Secondary Consumers	Other Disabilities	Out of Total
On governing board				13
On advisory board				

E. Racial/Ethnic Involvement in P&A Organization

Number of persons in a minority group in the P&A system:

	African American	Hispanic American	Asian American	Native American	Other	Out of Total
Staff	4			1	28	32
Governing Board	1				12	13
Advisory councils	3					

Does the PADD program utilize volunteers? If so how?

Not applicable.

Section VI. Outcomes of Priorities and Objectives

List reporting year priorities from the Statement of Objectives and Priorities in order by priority. Copy this page for each priority in the SGP, and provide the following information:

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator #(1)

Indicator is: Met

Review all Critical Incident Reports (CIR) submitted by state mental retardation institutions.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

VOPA collaborated with DMHMRSAS Central Office and MR institutions to ensure timely, complete CIR submissions.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

VOPA worked and is working on many investigations of alleged inappropriate medication without informed consent. Most were related to individual complaints. In addition to full investigations, several preliminary inquiries have been completed. Some have been favorably resolved without need for further investigation or action. Others were opened for full investigation or full case level services and some resulted in no further action. Work in this priority area used a combination of funding streams, not just PADD.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of state institutions and juvenile facilities to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority populations in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.

CIRs noting medication or potential medication issues were further reviewed and analyzed.

9. Will this priority be continued in the next fiscal year? Yes

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (2)

Indicator is: Met

Conduct 1 outreach session with parents, residents or staff at each state mental retardation institution to inform about resident rights.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

VOPA collaborates with residents/family members/advocates/providers alleging abuse/neglect complaints and when investigating complaints.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Residents, family members and staff have a greater understanding of the residents' disability-related rights.

7. Was this priority targeted to under/served and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of state institutions and juvenile facilities to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority populations in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.

Outreach sessions included information related to medication practices.

9. Will this priority be continued in the next fiscal year? No

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (3)

Indicator is: Met

Complete investigation of medication practices at Southeastern Virginia Training Center by October, 16, 2004 and initiate action to remediate identified violations.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

VOPA staff collaborated with residents and their legally authorized representatives.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Investigation of a drug-related death and medication practices at Southeastern Virginia Training Center is complete. An administrative complaint was filed alleging medical neglect, destruction of records, obstruction of VOPA's investigation and other abuse or neglect. The complaint has been favorably resolved with the facility agreeing to provide pharmacological review of two residents' medications and another resident's as requested by legally authorized representatives, favorable resolution of the obstruction issues, and agreed training concerning maintenance of medical records.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of state institutions and juvenile facilities to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority populations in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.

See above.

9. Will this priority be continued in the next fiscal year? No

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (4)

Indicator is: Met

Conduct preliminary inquiries of all complaints that involve alleged administration of medication without consent, use of medication as a restraint, or other inappropriate uses of medication.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

VOPA staff collaborated with residents, their legally authorized representatives and institutions' staff.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

2

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Several preliminary inquiries have been completed. Some have been favorably resolved without need for further investigation or action. Others were opened for full investigation or full case level services and some resulted in no further action. One medications investigation was systemic, including examination of medication practices at a state mental retardation institution, and began as a preliminary inquiry of a resident's death due to an apparent drug overdose.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of state institutions and juvenile facilities to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority populations in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.

In the course of an otherwise systemic investigation of medication practices at an institution (see 6, above), VOPA identified and represented two residents who were prescribed and administered medications without informed consent. Specifically, the residents and their families had not been informed of the dangerous side effects of drugs and medical treatment that the residents were receiving. VOPA filed an administrative complaint pursuant to the Virginia Human Rights Act. As a result of the complaint VOPA held meetings with the families and the Director of the institution. The families were then provided with meetings with a nurse who discussed the adverse effects of the drugs and medical treatment. The families were also given independent medication reviews by outside pharmacologists at the expense of the institution. The medication regimens of the two residents were changed as a result of the complaint, and subsequent action.

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (5)

Indicator is: Met

Inform policy makers of the need to eliminate abuse and neglect in state institutions in response to all relevant legislative proposals, proposed administrative regulations, and organizational policies.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

VOPA collaborated with DMHMRSAS representatives, providers, advocates, consumers and family members.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

VOPA had an active role in the Department of Mental Health, Mental Retardation and Substance Abuse Services Human Rights Regulations Review Process. VOPA was represented on the Advisory Committee as well as three of the sub-committees (Administrative Processes, Seclusion and Restraint, and Decision Making). VOPA staff visibly advocated to strengthen the regulations on behalf of individuals with disabilities. The subcommittees' recommendations were considered by the Advisory Committee and were either forwarded to the DMHMRSAS for consideration, forwarded with modification for consideration or rejected. DMHMRSAS will now draft the regulations for their October Board meeting. Once approved by their Board the Administrative Process Act requirements commence. Although committee/sub-committee representation was been handled by four VOPA staff, much consultation/collaboration occurred throughout the Office and with other entities outside of the meetings.

7. **Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.**

VOPA considers residents of state institutions to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority populations in these facilities.

8. **Provide at least one case summary that demonstrates the impact of the priority.**
See above.

9. **Will this priority be continued in the next fiscal year? Yes**

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (6)

Indicator is: Met

Initiate discussions with relevant policy makers to eliminate weaknesses in the current critical incident reporting statute and reporting practices.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Previously Critical Incident Reports were sent from the state institutions to VOPA via e-mail. The DMHMRSAS felt this may violate client confidentiality. The Department met with VOPA about another way to report CIRs; they proposed the reports come through a database with VOPA receiving the information via a web-based secured server. VOPA agreed as there would be no change in the timeliness, level, quality, or amount of information. However, for reasons internal to DMHMRSAS, the project was substantially delayed. Work on the secured server resumed this year. In March 2005, the new system was implemented. With some fine tuning, delivery/receipt of CIRs using this process has been accomplished. VOPA had fairly significant database conversions as a result of this secured server. VOPA later identified an apparent pattern of late submissions of some of the CIRs. When brought to the attention of DMHMRSAS, they responded quickly to address it. VOPA continues to monitor.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

VOPA continues to analyze reporting practices and conduct trend analyses of incidents.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of state institutions to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority population in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.

VOPA analyzes reporting practices and conducts trend analyses of incidents. Thus far, these discussions have remained internal to VOPA.

9. Will this priority be continued in the next fiscal year? no

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (7)

Indicator is: Met

Review all critical incident reports submitted by state mental retardation institutions for possible preliminary inquiry and prepare regular summary of incidents.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Not applicable

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Not applicable

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of state institutions to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority population in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.

By statute, VOPA receives CIR submitted by the state mental retardation institutions. Each CIR is read by VOPA staff & pertinent information is entered into a database. All CIR's that involve injuries within current program priorities & other alarming/unusual reports are identified & further reviewed. In addition, the VOPA Executive Director conducts weekly meetings to address the reports, their implications, & remedial action. In conjunction w/ VOPA's review of CIR, VOPA routinely requests that the Department of Mental Health, Mental Retardation & Substance Abuse Services (DMHMRSAS) produce internal investigation reports/supporting materials

9. Will this priority be continued in the next fiscal year? Yes

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (8)

Indicator is: Met

Review all Critical Incident Report summaries.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Not applicable

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Here, CIRs were reviewed to ascertain instances of alleged or suspected staff on resident assaults at state operated MR institutions.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of state institutions to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority population in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.

VOPA investigated alleged physical abuse of a mental retardation institution resident. The alleged abuse was confirmed. The employee was terminated and convicted of assault and battery.

9. Will this priority be continued in the next fiscal year? No

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (9)

Indicator is: Met

Conduct preliminary inquiries of Critical Incident Reports that involve alleged staff on resident assaults resulting in serious bodily injury or loss of consciousness requiring medical treatment.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Preliminary inquiries may include collaborating with the institution's staff, the resident, and the legally authorized representative.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority. 1

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

See #8 below.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of state institutions to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority population in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.

VOPA has conducted investigations of individual complaints of alleged staff abuse or neglect. Besides investigation of individual complaints, VOPA has certified probable cause to believe systemic abuse or neglect at a state training center, resulting in resident injuries. The investigation potentially affects 560 residents and is ongoing.

9. Will this priority be continued in the next fiscal year? No

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (10)

Indicator is: Met

Conduct full investigations of 5 CIRs identified above where there is probable cause to believe that abuse or neglect occurred related to staff on resident assaults and remediate identified violations

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Investigations may include collaborating with the institution's staff, the resident, and the legally authorized representative.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

1-individual advocacy provided under another funding stream

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

See below.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of state institutions to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority population in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.

VOPA has conducted investigations of individual complaints of alleged staff abuse or neglect. Besides investigation of individual complaints, VOPA has certified probable cause to believe systemic abuse or neglect at a state training center, resulting in resident injuries. The investigation potentially affects 560 residents and is ongoing.

9. Will this priority be continued in the next fiscal year? Yes

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (11)

Indicator is: Met

Compile and analyze information, including critical incident reports, licensing inspections, investigations, and complaints; identify systemic issues that cause or contribute to abuse or neglect; and remediate identified violations.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

VOPA collaborated with DMHMRSAS Central Office and MR institutions to ensure timely, complete CIR submissions. We also collaborated with Local and State Department of Social Services about reporting practices, investigations and complaints.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

VOPA compiled and analyzed substantial information, including critical incident reports, inspection reports, investigations, and complaints, and identified systemic issues at a state training center that caused or contributed to abuse or neglect. VOPA certified probable cause to believe abuse or neglect and a full investigation was conducted during the reported period. The investigation and consideration of appropriate remedial action is ongoing. The investigation potentially affects 560 residents and is ongoing.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of state institutions to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority population in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.

See 6 above. Besides the systemic investigation, VOPA received and compiled initial and follow-up reports of critical incidents submitted by state mental retardation institutions. We analyzed reports for trends in type of injury, location, time of day, staffing and other factors. We reviewed them for adequacy of remedial action taken by the facility. In appropriate cases, we obtained and reviewed reports of internal abuse/neglect investigations conducted by facilities. We obtained and reviewed ICF/MR survey results from the state survey agency of surveys conducted at the state mental retardation institutions. We compared them with results from previous surveys to establish trends in individual facilities and across facilities. We reviewed adequacy of corrective action plans. We obtained and reviewed long-term care facility survey reports for those state facilities that operate SNF/NF beds.

9. Will this priority be continued in the next fiscal year? yes

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (12)

Indicator is: Met

Inform policy makers of the need to eliminate abuse and neglect in state institutions in response to all relevant legislative proposals, proposed administrative regulations, and organizational policies.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

VOPA collaborated with DMHMRSAS representatives, providers, advocates, consumers and family members. This occurred both during the meetings (both Advisory Committee and sub-committees) as well as in between meetings, via e-mail and phone calls.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

VOPA had an active role in the Department of Mental Health, Mental Retardation and Substance Abuse Services Human Rights Regulations Review Process. VOPA was represented on the Advisory Committee as well as three of the sub-committees (Administrative Processes, Seclusion and Restraint, and Decision Making). VOPA staff visibly advocated to strengthen the regulations on behalf of individuals with disabilities. The subcommittees' recommendations were considered by the Advisory Committee and were either forwarded to the DMHMRSAS for consideration, forwarded with modification for consideration or rejected. DMHMRSAS will now draft the regulations for their October Board meeting. Once approved by their Board the Administrative Process Act requirements commence. Although committee/sub-committee representation was been handled by four VOPA staff, much consultation/collaboration occurred throughout the Office and with other entities outside of the meetings.

7. **Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.**

VOPA considers residents of state institutions to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority populations in these facilities.

8. **Provide at least one case summary that demonstrates the impact of the priority.**
Previously, the Human Rights Regulations allowed a practice called “isolated time out”. VOPA, other advocates and even some providers were insistent that this appeared to be a euphemism for “seclusion.” With strong advocacy in the sub-committee and Advisory Committee work, this allowance was removed from the drafted emergency regulations that are to be submitted to DMHMRSAS Board.

9. **Will this priority be continued in the next fiscal year?** yes

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (13)

Indicator is: Met

Initiate discussions with relevant policymakers to eliminate weaknesses in the current critical incident reporting statute and reporting practices.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Please see indicator #6

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Please see indicator #6

7. Was this priority targeted to under/served and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of state institutions to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority populations in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.
Please see indicator #6.

9. Will this priority be continued in the next fiscal year? No

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (14)

Indicator is: Met

Review all Reports submitted by Adult Protective Services alleging abuse or neglect in community settings.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Not applicable

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Every APS report is read and pertinent data is collected and analyzed. Remarkable reports are discussed and further analyzed; some leading to preliminary inquiries and/or full investigations of abuse or neglect complaints.

7. Was this priority targeted to under/served and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

Not applicable.

8. Provide at least one case summary that demonstrates the impact of the priority.

This priority helps to lay groundwork for future systemic advocacy.

9. Will this priority be continued in the next fiscal year? Yes

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (15)

Indicator is: Partially Met/Continuing

Increase Adult Protective Services referrals to VOPA of allegations of abuse or neglect.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

VOPA continues its work to increase Adult Protective Services referrals to VOPA of allegations of abuse or neglect, including correspondence to 121 local APS offices, follow-up meetings at local APS offices and agreement to participate in a joint agency work-group to improve APS reporting. A work-group meeting was held during the summer that was very productive.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

See Above

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

Not applicable.

8. Provide at least one case summary that demonstrates the impact of the priority.

See Above

9. Will this priority be continued in the next fiscal year? Yes

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (16)

Indicator is: Met

Investigate 7 instances of alleged abuse and neglect in licensed community residential settings, particularly concerning inappropriate medication, safety, and inappropriate use of seclusion or restraint, and remediate identified violations.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Investigations may include collaboration with the individual, family members, providers, and law enforcement representatives.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

8

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

VOPA has worked on a large number of investigations of alleged abuse or neglect in community settings involving a wide variety of issues including alleged inadequate medical care, nursing home neglect, inadequate medication management, inappropriate discharge planning and procedures, injury, inadequate services and failure to report potential abuse or neglect by a mandated reporter. Some investigations have been completed which were followed by successful case level advocacy services. Other investigations are ongoing.

7. Was this priority targeted to under/served and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

Not applicable.

8. Provide at least one case summary that demonstrates the impact of the priority.

VOPA worked 25 investigations & cases for this. We litigated against an assisted living facility serving persons w/ disabilities some who may be DD eligible. VOPA had evidence of medical neglect of a patient who died, physical abuse, drug theft & hundreds of false/misleading/improper entries in residents' medication administration records. The Court entered landmark rulings confirming the right to be free from abuse or neglect under State law, a right of action to enforce the right, & VOPA's authority & standing to file suit in its own name, on its own behalf & on behalf of victims. The Court entered final judgment enjoining ongoing abuse & neglect & directed compliance w/ a settlement agreement establishing standards of care; requires outside medical oversight; requires specific medication management, administration & inventory practices; guarantees VOPA's unfettered access & authority to monitor compliance; & establishes the Court's authority to punish violations as appropriate.

9. Will this priority be continued in the next fiscal year? Yes

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (17)

Indicator is: Partially Met

Monitor 10 assisted living facilities to evaluate medication practices, staff training, and employment of residents.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

This effort included collaborating with the assisted living facility operators and staff to discuss monitoring findings, if any.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

VOPA monitored eight Assisted Living Facilities, including weekly, intensive monitoring of one facility pursuant to Court Order. This court order was noted in Indicator #16.

7. Was this priority targeted to under/served and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

Not applicable.

8. Provide at least one case summary that demonstrates the impact of the priority.

See indicator #16.

9. Will this priority be continued in the next fiscal year? Yes

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (18)

Indicator is: Met

Compile and analyze information, including licensing inspections, investigations, and complaints; identify systemic issues that cause or contribute to abuse or neglect in community settings; and remediate identified violations.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

VOPA collaborated with DMHMRSAS and DSS Offices of Licensing to ascertain licensing violations. We also collaborated with Local and State Department of Social Services about reporting practices, investigations and complaints. VOPA collaborated with state licensing agencies and local adult protective agencies.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

VOPA obtained/reviewed reports from APS of incidents about individuals with disabilities in licensed community-based facilities. We analyzed reports in conjunction with additional information obtained from licensing entities and other sources. Obtain and review serious occurrence reports submitted by psychiatric residential treatment facilities. Analyze reports in conjunction with additional information obtained from licensing entities and other sources. Obtain and review ICF/MR survey results from the state survey agency of surveys conducted at community-based ICFs/MR. Compare with results from previous surveys to establish trends in individual facilities and across facilities. Review adequacy of corrective action plans. As appropriate, obtain and review long-term care facility survey reports for those community-based facilities that operate SNF/NF beds.

7. **Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.**

Not applicable

8. **Provide at least one case summary that demonstrates the impact of the priority.**

VOPA obtained and reviewed adult protective services reports, licensing survey reports and medical examiner reports in the course of investigating the death of a person with a developmental disability in a community based facility. The investigation was completed and litigation to enjoin further neglect was filed in the subsequent reporting period.

9. **Will this priority be continued in the next fiscal year? Yes**

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (19)

Indicator is: Met

Inform policy makers of the need to eliminate abuse and neglect in community settings in response to all relevant legislative proposals, proposed administrative regulations, and organizational policies.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

During the 2005 Virginia General Assembly Session, VOPA actively monitored the drafting of legislation revising oversight of assisted living facilities, and participated in final negotiations of the bill that was ultimately passed. We ensured that the Virginia Department of Social Services was aware of our desire to actively participate in the revision of the administrative regulations that will flow from that legislation. VDSS did include VOPA in the workgroup assembled to advise them on the development of the regulations. VOPA actively advocated for Assisted Living Facility residents to be involved in every aspect of their care planning. We and other advocates also encouraged VDSS not to weaken the incident reporting requirements.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

VDSS did include VOPA in the workgroup assembled to advise them on the development of the regulations. VOPA actively advocated for Assisted Living Facility residents to be involved in every aspect of their care planning. We and other advocates also encouraged VDSS not to weaken the incident reporting requirements

7. Was this priority targeted to under/served and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

Not applicable

8. Provide at least one case summary that demonstrates the impact of the priority.

VDSS did include VOPA in the workgroup assembled to advise them on the development of the regulations. VOPA actively advocated for Assisted Living Facility residents to be involved in every aspect of their care planning. We and other advocates also encouraged VDSS not to weaken the incident reporting requirements

9. Will this priority be continued in the next fiscal year? Yes

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (20)

Indicator is: Met

Initiate discussions with relevant policy-makers to improve requirements for community providers to report abuse or neglect.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

See indicator #19

5. If this was addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

See indicator #19

7. Was this priority targeted to under/served and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

Not applicable

8. Provide at least one case summary that demonstrates the impact of the priority.

See indicator #19

9. Will this priority be continued in the next fiscal year? No

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (21)

Indicator is: Met

Represent the interests of persons with disabilities on the Public Guardianship Advisory Board of the Department for the Aging in an effort to promote alternatives to guardianship, consumer self-direction, and improved protections for persons with disabilities in substitute decision-making proceedings.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

The Public Guardianship Advisory Board is comprised of advocates, state agency representatives and attorneys involved in guardianship issues. The Board advises the Department of Aging as it implements Virginia's public guardianship services.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

VOPA's role on the Advisory Board has been one of monitoring to be sure that opportunities for the wards to exercise self-direction are promoted and respected.

7. Was this priority targeted to under/served and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

Not applicable.

8. Provide at least one case summary that demonstrates the impact of the priority.

VOPA is a member of the Program and Planning Subcommittee which is focused on drafting administrative regulations, policies and procedures for the public guardianship providers.

9. Will this priority be continued in the next fiscal year? Yes

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (22)

Indicator is: Met

Inform policy-makers of the need for consumer self-direction and protection for persons with disabilities in substitute decision-making proceedings in response to all relevant legislative proposals, proposed administrative regulations, and organizational policies.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

During the 2005 Virginia General Assembly Session, VOPA actively monitored the drafting of legislation revising oversight of assisted living facilities, and participated in final negotiations of the bill that was ultimately passed. We ensured that the Virginia Department of Social Services was aware of our desire to actively participate in the revision of the administrative regulations that will flow from that legislation.

VOPA collaborated with DMHMRSAS representatives, providers, advocates, consumers and family members about the Human Rights Regulations. This occurred both during the meetings (both Advisory Committee and sub-committees) as well as in between meetings, via e-mail and phone calls.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

VOPA had an active role in the Department of Mental Health, Mental Retardation and Substance Abuse Services Human Rights Regulations Review Process. VOPA was represented on the Advisory Committee as well as three of the sub-committees (Administrative Processes, Seclusion and Restraint, and Decision Making). VOPA staff visibly advocated to strengthen the regulations on behalf of individuals with disabilities. The subcommittees' recommendations were considered by the Advisory Committee and were either forwarded to the DMHMRSAS for consideration, forwarded with modification for consideration or rejected. DMHMRSAS will now draft the regulations for their October Board meeting. Once approved by their Board the Administrative

Process Act requirements commence. Although committee/sub-committee representation was been handled by four VOPA staff, much consultation/collaboration occurred throughout the Office and with other entities outside of the meetings.

7. **Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.**

Not applicable

8. **Provide at least one case summary that demonstrates the impact of the priority.**
VDSS did include VOPA in the workgroup assembled to advise them on the development of the regulations. VOPA actively advocated for Assisted Living Facility residents to be involved in every aspect of their care planning. We and other advocates also encouraged VDSS not to weaken the incident reporting requirements.

VOPA staff were highly visible in the Decision making sub-committee for the DMHMRSAS Human Rights Regulations ; we drafted recommended language and strongly advocated for maximized client rights protections in this area.

9. **Will this priority be continued in the next fiscal year? Yes**

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (23)

Indicator is: Partially Met/Continuing

Develop a fact sheet on resident rights in juvenile facilities, including the rights of juveniles who are court-ordered to facilities.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Not applicable.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Not applicable.

7. Was this priority targeted to under/served and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of juvenile facilities to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority population in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.

A fact sheet has been drafted but has not yet been published.

9. Will this priority be continued in the next fiscal year? Yes

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (24)

Indicator is: Met

Monitor five (5) juvenile facilities to evaluate staff training and seclusion and restraint policies and make recommendations for improvements where required.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Not applicable.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

VOPA's monitoring is directed to evaluating staff training and seclusion and restraint policies at individual facilities and recommending system changes if needed.

7. Was this priority targeted to under/served and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of juvenile facilities to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority population in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.

VOPA monitored eleven juvenile facilities (not all with DD funding).

9. Will this priority be continued in the next fiscal year? No

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (25)

Indicator is: Met

Identify two (2) schools that subject children with disabilities to in-school suspensions, "time-outs," and other restraints and do not provide those children with appropriate Positive Behavioral Supports and Interventions. Initiate litigation and/or other advocacy to change this practice.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

VOPA received information from the Virginia Department of Education and the special Education Advisory Committee which helped it address this issue.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services; however, 1 child was served related to this indicator.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

VOPA addressed this issue systemically by investigating multiple schools on their use of seclusion and restraint and by advocating to the Department of Education to require schools to develop appropriate policies regarding the use of seclusion and restraint.

7. Was this priority targeted to under/served and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

In Virginia, there is a higher proportion of minority populations in special education.

8. Provide at least one case summary that demonstrates the impact of the priority.

VOPA reviewed the practices of 8 schools & is investigating how the Department of Education (DOE) regulates the use of seclusion & restraint. DOE is to publish guidelines for schools to develop their own policies. To date, DOE has not. As a result, several schools that practice seclusion & restraint have no policy setting forth when those methods should be used or require any training for teachers/other personnel who use

them. VOPA identified 7 schools that restrained 20+ children in FY05 but without a policy on restraint & without training teachers. By regulation, DOE requires private schools to adhere to the Human Rights Regulations of DMHMRSAS, which set stringent standards about seclusion & restraint. VOPA is formulating an advocacy strategy that will foster a collaborative relationship with DOE but require DOE to more thoroughly regulate public schools in this area. In addition, 4 schools received appropriate training on the use of seclusion and restraint.

9. Will this priority be continued in the next fiscal year? No

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (26)

Indicator is: Met

Review all Critical Incident Reports of deaths submitted by state mental retardation institutions

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

VOPA collaborated with DMHMRSAS Central Office and MR institutions to ensure timely, complete CIR submissions.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Not applicable.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of state institutions to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority population in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.

By statute, VOPA receives CIR submitted by the state mental retardation institutions. Each CIR is read by VOPA staff & pertinent information is entered into a database. All CIR's that involve injuries within current program priorities & other alarming/unusual reports are identified & further reviewed. In addition, the VOPA Executive Director conducts weekly meetings to address the reports, their implications, & remedial action. In conjunction w/ VOPA's review of CIR, VOPA routinely requests that the Department of

Mental Health, Mental Retardation & Substance Abuse Services (DMHMRSAS) produce internal investigation reports/supporting materials

- 9. Will this priority be continued in the next fiscal year? Yes**

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (27)

Indicator is: Met

Conduct preliminary inquiries of Critical Incident Reports that report a death occurred in a state mental retardation institution where there is reason to suspect abuse or neglect.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Preliminary inquiries may include collaborating with the institution's staff, the resident, and the legally authorized representative.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

1

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Not applicable.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of state institutions to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority population in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.

After preliminary inquiry, VOPA conducted a full investigation of the death of a mental retardation institution resident due to medical neglect. After completion of the investigation, VOPA filed an administrative complaint which was favorably resolved.

9. Will this priority be continued in the next fiscal year? Yes

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (28)

Indicator is: Met

Conduct a full investigation of two (2) Critical Incidents involving deaths where there is probable cause to believe that abuse or neglect occurred and remediate identified violations.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Investigations may include collaborating with the resident, the legally authorized representative, institution staff, and at times law enforcement.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

8-however none were conducted with DD funding

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

VOPA conducted 8 death investigations. Two are completed; one was presented in Court and another was part of an Administrative Complaint. Six are ongoing. (Not all were worked using DD funding)

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of state institutions to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority population in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.

VOPA conducted full investigation of the death of a mental retardation institution resident due to medical neglect. After completion of the investigation, VOPA filed an administrative complaint which was favorably resolved.

9. Will this priority be continued in the next fiscal year? Yes

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (29)

Indicator is: Met

Conduct preliminary inquiries of complaints that report a death in a community setting where there is reason to suspect abuse or neglect.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Not applicable.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

1

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Not applicable

7. Was this priority targeted to under/served and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

Not applicable.

8. Provide at least one case summary that demonstrates the impact of the priority.

VOPA investigated the death of a person with developmental disabilities residing in a community based facility. The investigation was completed and resulted in a finding of medical neglect. Litigation was filed in the subsequent reporting period to obtain an injunction to prevent further abuse or neglect, and remains pending.

9. Will this priority be continued in the next fiscal year? No

1. Identify and describe the priority. Priority # 1

People with Disabilities are Free From Abuse and Neglect

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities residing in or receiving services from state operated institutions and community based facilities to be free from abuse and neglect.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (30)

Indicator is: Met

Conduct a full investigation of one (1) incident related to a death in the community where there is probable cause to believe that abuse or neglect occurred and remediate identified violations

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Not applicable.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

1

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Not applicable.

7. Was this priority targeted to under/served and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

Not applicable.

8. Provide at least one case summary that demonstrates the impact of the priority.

VOPA investigated the death of a person with developmental disabilities residing in a community based facility. The investigation was completed and resulted in a finding of medical neglect. Litigation was filed in the subsequent reporting period to obtain an injunction to prevent further abuse or neglect, and remains pending.

9. Will this priority be continued in the next fiscal year? Yes

1. Identify and describe the priority. Priority # 2

Children and Youth with Disabilities Receive an Appropriate Education.

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities to receive an appropriate education via enforcing the regulations and intent of IDEA.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (1)

Indicator is: Met

Monitor five juvenile facilities to evaluate staff training and transition planning.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

This effort included collaborating with the facility operators to arrange scheduling and to discuss findings if any.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

VOPA's monitoring is directed to evaluating staff training and transition planning at individual facilities, advocating for individuals as appropriate and recommending system changes if needed.

7. Was this priority targeted to under/served and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of juvenile facilities to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority population in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.

VOPA monitored 7 juvenile facilities to evaluate staff training and transition planning. In the monitoring process, VOPA identified residents with potential transition planning needs and began appropriate and necessary procedures to enable individual records review. The cases are ongoing.

9. Will this priority be continued in the next fiscal year? No

1. Identify and describe the priority. Priority # 2

Children and Youth with Disabilities Receive an Appropriate Education.

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities to receive an appropriate education via enforcing the regulations and intent of IDEA.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (2)

Indicator is: Met

Represent five children, including students at the Virginia Schools for the Deaf and Blind, who have been denied transition planning that promotes movement from school to post-school activities.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Not applicable.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

16

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

VOPA discovered that the DOE and the Dept of Juvenile Justice, which are required by statute to develop a plan to ensure that appropriate transition services take place, have not met their obligations. A task force has been formed to complete the plan. VOPA is monitoring the work of the task force and will provide comment and advocacy to ensure that the plan protects the rights of children with disabilities. Similarly whenever, VOPA is faced with a transition case that involved another State agency, VOPA investigates whether that agency is fulfilling its responsibilities to provide appropriate transition services.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

In Virginia, there is a higher proportion of minority populations in special education.

8. Provide at least one case summary that demonstrates the impact of the priority.

VOPA determined that the Department of Rehabilitation Services (DRS) did not provide adequate transition services for some children with disabilities who were eligible for

those services. VOPA served DRS with a Notice of Potential Litigation on this issue. A settlement agreement was reached that will ensure that transition age children who are eligible for services will receive access to DRS transition services. Previously, DRS had refused to provide transition services to some children prior to their final year of high school, based on their age or year in school VOPA argued that this violated federal law. Since the settlement agreement, VOPA received a complaint alleging DRS refused to provide transition planning for a child before his last semester of high school. VOPA complained to DRS which immediately resolved the issue.

- 9. Will this priority be continued in the next fiscal year? No**

1. Identify and describe the priority. Priority # 2

Children and Youth with Disabilities Receive an Appropriate Education.

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities to receive an appropriate education via enforcing the regulations and intent of IDEA.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (3)

Indicator is: Met

Represent interests of Virginians with disabilities by advocating for appropriate transition planning as a member of Virginia Board for People with Disabilities.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

The Virginia Board for People With Disabilities (VBPD) is composed of consumers, family members, advocates, DD providers/professionals, members of the business community and State government representatives. VOPA is an active member of the Board.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

VBPD works to promote and guide public policy changes and create opportunities for new approaches in Virginia's service delivery systems.

7. Was this priority targeted to under/served and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

In Virginia, there is a higher proportion of minority populations in special education.

8. Provide at least one case summary that demonstrates the impact of the priority.

The Education Committee selected and helped to monitor 3 grant programs: Effectiveness Training for Local Special Education Advisory Committees, Mapping Transition Services for Students with Disabilities, and Facilitating Transition to College: A Program for Middle and High School Students with Disabilities.

9. Will this priority be continued in the next fiscal year? no

1. Identify and describe the priority. Priority # 2

Children and Youth with Disabilities Receive an Appropriate Education.

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities to receive an appropriate education via enforcing the regulations and intent of IDEA.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (4)

Indicator is: Met

Represent 10 children with disabilities placed in or at risk of placement in interim alternative educational placement due to the lack of appropriate positive behavioral interventions or assessments, due to lack of related services, or due to denial of eligibility.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Special education cases may include collaboration with students, families, advocates, and school representatives alleging violations of IDEA and when investigating complaints. In addition, VOPA collaborates with other state agencies and experts.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

29

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Not applicable.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

In Virginia, there is a higher proportion of minority populations in special education.

8. Provide at least one case summary that demonstrates the impact of the priority.

VOPA successfully litigated a due process case to help a child receive Extended School Year (ESY) services. The child performed well when she received ESY. The school argued that she did not need ESY because its data showed that the child performed well. The school refused to provide ESY. The child's mother hired teachers to provide ESY

services. VOPA represented the child in a due process hearing. The hearing officer held that the child did well because she received ESY services, either from the school or from her mother. The hearing office ordered the school to provide ESY. The school has appealed the decision.

- 9. Will this priority be continued in the next fiscal year? No**

1. Identify and describe the priority. Priority # 2

Children and Youth with Disabilities Receive an Appropriate Education.

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities to receive an appropriate education via enforcing the regulations and intent of IDEA.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (5)

Indicator is: Partially Met

Develop a publication identifying the changes in the Individuals with Disabilities Education Act within 60 days of Congress amending IDEA.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Not applicable.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Not applicable

7. Was this priority targeted to under/served and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

In Virginia, there is a higher proportion of minority populations in special education.

8. Provide at least one case summary that demonstrates the impact of the priority.

A draft publication was developed identifying the changes in IDEA; however, VOPA did not publish it as there were many other user-friendly resource documents being circulated.

9. Will this priority be continued in the next fiscal year? No

1. Identify and describe the priority. Priority # 2

Children and Youth with Disabilities Receive an Appropriate Education.

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities to receive an appropriate education via enforcing the regulations and intent of IDEA.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (6)

Indicator is: Met

Develop and give 3 presentations concerning changes in IDEA within 60 days of the development of the publication in Indicator 5.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

VOPA collaborated with family groups and special education representatives to schedule presentations.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Not applicable.

7. Was this priority targeted to under/served and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

In Virginia, there is a higher proportion of minority populations in special education.

8. Provide at least one case summary that demonstrates the impact of the priority.

VOPA has been able to provide at least three (3) presentations about the changes in conjunction with other VOPA information

9. Will this priority be continued in the next fiscal year? No

1. Identify and describe the priority. Priority # 2

Children and Youth with Disabilities Receive an Appropriate Education.

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities to receive an appropriate education via enforcing the regulations and intent of IDEA.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (Z)

Indicator is: Met

Represent interests of persons with disabilities to the Statewide Special Education Advisory Committee to obtain maximum protection for children with disabilities after any changes to IDEA.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

The Statewide Special Education Advisory Committee (SSEAC) is comprised of family members, advocates and special education representatives.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

VOPA attends the quarterly meetings of the Statewide Special Education Advisory Committee (SSEAC). Although we are not a formal member of this committee, through our monitoring of the activity we learned of the Department of Education's intent to distribute Seclusion and Restraint Guidelines for local school divisions. VOPA provided the SSEAC with written comments on these guidelines, and they in turn encouraged the DOE to revise the guidelines. In addition the SSEAC voted to require that all schools develop seclusion and restraint policies

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

In Virginia, there is a higher proportion of minority populations in special education.

8. Provide at least one case summary that demonstrates the impact of the priority.

See above

9. Will this priority be continued in the next fiscal year? Yes

1. Identify and describe the priority. Priority # 2

Children and Youth with Disabilities Receive an Appropriate Education.

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities to receive an appropriate education via enforcing the regulations and intent of IDEA.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (8)

Indicator is: Met

Represent the interests and early intervention needs of children with disabilities on the Virginia Interagency Coordinating Council (VICC) (IDEA-Part C) and inform the Council of the implications for children of changes in IDEA.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

The VICC is a comprised of family members, advocates, providers and State government representatives.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

IDEA, Part C is the legal basis for the duties of the VICC. The VICC's purpose is to perform its responsibilities for the early intervention system: Identifying sources of fiscal & other support for early intervention services, recommending financial responsibility arrangements among agencies, & promoting interagency agreements; Developing strategies to encourage full participation, coordination, & cooperation of all appropriate agencies; Collaborating with DOE about the transition of toddlers with disabilities to preschool & other appropriate services; Resolving interagency disputes; Gathering information about problems that impede timely & effective service delivery & taking steps to ensure that any identified policy problems are resolved; Preparing federal grant applications; & Certifying an annual report to the Governor & the U.S. Secretary of Education on the status of early intervention services within Virginia.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

In Virginia, there is a higher proportion of minority populations in special education.

8. Provide at least one case summary that demonstrates the impact of the priority.

VOPA continues to participate in the Virginia Interagency Coordinating Council (VICC). Our participation reflects ensuring confidentiality protections and maximizing family involvement in the efforts of the local entities. The VICC is aware of the requirements of IDEA-Part C.

9. Will this priority be continued in the next fiscal year? Yes

1. Identify and describe the priority. Priority # 4

People with Disabilities Live in the Most Integrated Environment Possible

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities to live in the most integrated environment possible and to prevent/avoid unnecessary isolation/segregation.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (1)

Indicator is: Met

Conduct one resident outreach at each state mental retardation institution regarding available community services and how to access the services.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

VOPA collaborated with representatives of the state institutions in order to schedule and conduct the outreach sessions.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not applicable

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Not applicable.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of state institutions to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority populations in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.

Not applicable.

9. Will this priority be continued in the next fiscal year? No

1. Identify and describe the priority. Priority # 4

People with Disabilities Live in the Most Integrated Environment Possible

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities to live in the most integrated environment possible and to prevent/avoid unnecessary isolation/segregation.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (2)

Indicator is: Met

Represent 10 residents of state mental retardation institutions in order to obtain appropriate discharge plans.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

VOPA collaborated with consumers, family members, community providers and staff at state mental retardation institutions.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

1

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Not applicable.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of state institutions to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority populations in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.

VOPA successfully facilitated discharge and community placement of a dually diagnosed young man into a licensed 6-person Medicaid waiver group home. We have identified an additional 67 additional state mental retardation institution residents who could be discharged to a community placement with family approval.

9. Will this priority be continued in the next fiscal year? Yes

1. Identify and describe the priority. Priority # 4

People with Disabilities Live in the Most Integrated Environment Possible

2. Identify the need, issue or barrier addressed by this priority.

To protect the fights of individuals with developmental disabilities to live in the most integrated environment possible and to prevent/avoid unnecessary isolation/segregation.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (3)

Indicator is: Met

Identify 5 unlicensed care facilities for the aged that house person with disabilities and provide VOPA information.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Not applicable.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Five (5) unlicensed care facilities for the aged that housed persons with disabilities received VOPA information. The VOPA cover letter encouraged the operator to share this information with its residents and to contact us for more information if need be.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

Not applicable.

8. Provide at least one case summary that demonstrates the impact of the priority.

Not applicable

9. Will this priority be continued in the next fiscal year? No

1. Identify and describe the priority. Priority # 4

People with Disabilities Live in the Most Integrated Environment Possible

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities to live in the most integrated environment possible and to prevent/avoid unnecessary isolation/segregation.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (4)

Indicator is: Met

Investigate whether children with disabilities who are eligible for Virginia's Early and Periodic Screening Diagnostic and Prevention program are improperly placed in nursing homes or ICF/MRs due to a failure by the Virginia Department of Medical Assistance Services to comply with state and federal Medicaid laws and regulations. If so, initiate litigation or other advocacy to change this practice.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Not applicable.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

4

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

VOPA addressed this issue through individual and systemic advocacy. VOPA investigated and researched to locate EPSDT eligible children living in nursing homes. VOPA has advocated for DMAS to increase outreach to EPSDT eligible children and filed a successful lawsuit requiring DMAS to do so. VOPA also advocated for DMAS to increase the number of its service providers so that children could receive services in the community.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

Not applicable.

8. Provide at least one case summary that demonstrates the impact of the priority.

VOPA represented a child who was found eligible for Medicaid services. However, there were no service providers willing to accept his case. VOPA advocated for DMAS to increase the number of service providers and or to encourage providers to take the case.

VOPA argued that the child would be forced into a nursing home if he did not receive the services. A provider was eventually located who is providing services for the child.

9. Will this priority be continued in the next fiscal year? Yes

1. Identify and describe the priority. Priority # 4

People with Disabilities Live in the Most Integrated Environment Possible

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities to live in the most integrated environment possible and to prevent/avoid unnecessary isolation/segregation.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (5)

Indicator is: Met

Investigate whether persons with disabilities who are eligible for Medicaid Wavier services do not receive them with reasonable promptness due to DMAS's failure to comply with state and federal Medicaid laws and regulations. If so, initiate litigation or other advocacy to change this practice.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

VOPA collaborated with groups including Centers for Independent Living and the ARC to locate people who were not receiving services with reasonable promptness.

5. If this was addressed through individual advocacy, provide the number of cases handled under the priority.

8

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

VOPA commenced an investigation of DMAS and DMHMRSAS to determine whether they were failing to provide Waiver services for people in institutions that would enable them to live in the community. VOPA demanded the names of all waiver-eligible persons in institutions and has been contacting them to determine if they are being unlawfully denied services.

7. Was this priority targeted to under/served and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of institutions to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority population in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.

VOPA represented a person, at risk of going into an institution, who was found eligible for waiver services, but could not find a provider. VOPA advocated for DMAS to locate

a provider or to expand its number of providers. A provider was located and the person is receiving services.

9. Will this priority be continued in the next fiscal year? No

1. Identify and describe the priority. Priority # 4

People with Disabilities Live in the Most Integrated Environment Possible

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities to live in the most integrated environment possible and to prevent/avoid unnecessary isolation/segregation.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (6)

Indicator is: Met

Investigate whether DMAS fails to notify children eligible for Virginia's EPSDT program of the existence of the program, in violation of state and federal Medicaid laws and regulations. If so, initiate litigation or other advocacy to change this practice.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Investigations may include collaboration with the individual, family members, providers, and advocates.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

In FY04, VOPA filed a lawsuit against DMAS that resulted in a historic settlement where DMAS was required to provide notice of the EPSDT program to all eligible children. VOPA has ascertained that DMAS has provided additional training to its employees on EPSDT and hired a new person to supervise the EPSDT program.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

Not applicable.

8. Provide at least one case summary that demonstrates the impact of the priority.

VOPA has monitored DMAS' compliance with the Court Order obtained by VOPA requiring DMAS to inform children of the existence of EPSDT services. By all accounts, DMAS has done so and provided training to its employees and agents on the existence and benefits of EPSDT. VOPA represents a child needing "wrap around" services after school and an aide who knows sign language. After initially refusing the services, VOPA intervened and DMAS is now implementing the service request.

9. Will this priority be continued in the next fiscal year? No

1. Identify and describe the priority. Priority # 4

People with Disabilities Live in the Most Integrated Environment Possible

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities to live in the most integrated environment possible and to prevent/avoid unnecessary isolation/segregation.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (Z)

Indicator is: Met

Inform policy makers of the requirements of the Americans with Disabilities Act's Integration Mandate as set forth in the Olmstead decision, in response to all relevant legislative proposals, proposed administrative regulations, and organizational policies.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

VOPA collaborates with other state agencies, advocates, family members and consumers.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

VOPA has been functioning as a policy resource for the Olmstead Task Force.

7. Was this priority targeted to under/served and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

8. Provide at least one case summary that demonstrates the impact of the priority.

VOPA has provided training for both the Oversight Committee and the Implementation Team.

9. Will this priority be continued in the next fiscal year? Yes

1. Identify and describe the priority. Priority # 4

People with Disabilities Live in the Most Integrated Environment Possible

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities to live in the most integrated environment possible and to prevent/avoid unnecessary isolation/segregation.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (8)

Indicator is: Met

Inform DMAS waiver task forces of the need to include consumer-directed services in all of Virginia's waivers.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

VOPA collaborates with consumers, family members, advocates, providers and state agency representatives.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

VOPA submitted comments on the DMAS emergency regulations for the Individual and Family Developmental Disabilities Support (IFDDS or DD) Waiver. VOPA alerted DMAS of our disappointment that Virginia has not more aggressively pursued the Independence Plus Waiver nor the available funding to assist with transitioning from institutions. We also noted that we were disappointed that there was not a greater effort to enhance consumer directed services.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

Not applicable.

8. Provide at least one case summary that demonstrates the impact of the priority.

Not applicable.

9. Will this priority be continued in the next fiscal year? Yes

1. Identify and describe the priority. Priority # 4

People with Disabilities Live in the Most Integrated Environment Possible

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities to live in the most integrated environment possible and to prevent/avoid unnecessary isolation/segregation.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (9)

Indicator is: Met

Review all Critical Incident Reports related to staffing levels submitted by state mental retardation institutions.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

VOPA collaborated with DMHMRSAS Central Office and MR institutions to ensure timely, complete CIR submissions.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Not applicable.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of state institutions to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority population in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.

This lays the groundwork for future advocacy work.

9. Will this priority be continued in the next fiscal year? No

1. Identify and describe the priority. Priority # 4

People with Disabilities Live in the Most Integrated Environment Possible

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities to live in the most integrated environment possible and to prevent/avoid unnecessary isolation/segregation.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (10)

Indicator is: Met

Conduct quarterly trend analyses to determine whether a higher number of incidents of reported injuries, particularly resident on resident assaults are related to staffing levels.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Not applicable.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

All of VOPA's institutional investigations address the adequacy of staffing. In addition, at regular times the weekly CIR meeting has examined staff to resident ratios, staff overtime and incident patterns to determine if staffing is impacting the health, safety and treatment of patients. Based on this analysis, VOPA is conducting an investigation of a state facility

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of state institutions to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority population in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.

VOPA conducted in-depth review and analysis of CIR's, licensing surveys and other investigations, and certified probable cause to believe abuse or neglect at a state mental retardation institution resulting in injuries to residents. The investigation is ongoing and addresses staffing as a potential cause of the disproportionate level of injuries.

9. Will this priority be continued in the next fiscal year? No

1. Identify and describe the priority. Priority # 4

People with Disabilities Live in the Most Integrated Environment Possible

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities to live in the most integrated environment possible and to prevent/avoid unnecessary isolation/segregation.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (11)

Indicator is: Met

In each investigation of abuse and neglect, establish whether staffing may have contributed to the abuse or neglect and take appropriate action.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Not applicable.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

8 with DD funding, 1 with other funding

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

See indicator #10.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of state institutions to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority population in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.

All of VOPA's abuse or neglect investigations address whether staffing may have contributed to the abuse or neglect.

9. Will this priority be continued in the next fiscal year? No

1. Identify and describe the priority. Priority # 4

People with Disabilities Live in the Most Integrated Environment Possible

2. Identify the need, issue or barrier addressed by this priority.

To protect the fights of individuals with developmental disabilities to live in the most integrated environment possible and to prevent/avoid unnecessary isolation/segregation.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (12)

Indicator is: Partially Met/Continuing

Investigate whether the use of restraints and the occurrence of incidents are related to understaffing at Central Virginia Training Center and take appropriate action to remedy.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Investigations may include collaboration with the individual, family members, providers, and law enforcement representatives.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

VOPA is conducting large scale, systemic investigation of Central Virginia Training Center addressing several areas including restraints and whether incidents are related to understaffing. The investigation is ongoing.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of state institutions to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority population in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.

See 6, above.

9. Will this priority be continued in the next fiscal year? No

1. Identify and describe the priority. Priority # 4

People with Disabilities Live in the Most Integrated Environment Possible

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities to live in the most integrated environment possible and to prevent/avoid unnecessary isolation/segregation.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (13)

Indicator is: Met

Identify patterns of deficiencies in internal abuse and neglect investigations at state institutions and take appropriate action to remedy.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Not applicable.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

All of VOPA's abuse and neglect investigations at state institutions include review of the facility's internal investigation.

7. Was this priority targeted to under/served and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of state institutions to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority population in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.

9. Will this priority be continued in the next fiscal year? no

1. Identify and describe the priority. Priority # 5

People with Disabilities are Employed to their Maximum Potential

2. Identify the need, issue or barrier addressed by this priority.

To protect the rights of individuals with developmental disabilities to work at their maximum potential and not be offered inappropriate/no work/training settings.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (1)

Indicator is: Met

Represent 5 residents in state mental retardation institutions in order to obtain increased employment training.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

VOPA collaborates with consumers, family members, providers, advocates and state mental retardation institution staff.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

3 individual cases

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Although the mental retardation institution's policy was to allow residents to express preferences related to their habilitation plans, VOPA learned that the practice was not consistently applied.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of state institutions to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority population in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.

In one case, a mental retardation institution agreed to allow residents to express a preference for particular employment training at the facility. Pursuant to this agreement, three residents obtained the employment training of their choice. In another case, VOPA successfully obtained post-discharge employment training for a former resident of a mental retardation institution.

9. Will this priority be continued in the next fiscal year? Yes

1. Identify and describe the priority. Priority # 7

People with Disabilities in Commonwealth of Virginia are aware of VOPA's Services.

2. Identify the need, issue or barrier addressed by this priority.

The need for consumers/family members/advocates/provider to increase their knowledge base and advocacy skills is especially essential for persons who will not receive P&A services because they are either ineligible for the DD program or because their issue does not fall within the current priorities. Self-advocacy is a highly effective, empowering, and timely strategy for individuals with disabilities. An individual with a disability is best able to identify their needs and necessary supports, although this may be articulated through a representative. A knowledgeable, prepared consumer can achieve effective change with good communication skills, persistence and credible resources and supports.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (1)

Indicator is: Met

By December 1, 2004, identify one geographic region of the state that has been traditionally underserved by VOPA.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Not applicable.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Not applicable.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

To be determined in FY06

8. Provide at least one case summary that demonstrates the impact of the priority.

Not applicable.

9. Will this priority be continued in the next fiscal year? No

1. Identify and describe the priority. Priority # 7

People with Disabilities in Commonwealth of Virginia are aware of VOPA's Services.

2. Identify the need, issue or barrier addressed by this priority.

The need for consumers/family members/advocates/provider to increase their knowledge base and advocacy skills is especially essential for persons who will not receive P&A services because they are either ineligible for the DD program or because their issue does not fall within the current priorities. Self-advocacy is a highly effective, empowering, and timely strategy for individuals with disabilities. An individual with a disability is best able to identify their needs and necessary supports, although this may be articulated through a representative. A knowledgeable, prepared consumer can achieve effective change with good communication skills, persistence and credible resources and supports.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (2)

Indicator is: Met

By March 1, 2005, with the assistance of the VOPA Advisory Councils, develop an outreach program for the underserved region.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

VOPA Advisory Councils

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not applicable.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Not applicable.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

To be determined.

8. Provide at least one case summary that demonstrates the impact of the priority.
Not applicable.

9. Will this priority be continued in the next fiscal year? yes

1. Identify and describe the priority. Priority # 7

People with Disabilities in Commonwealth of Virginia are aware of VOPA's Services.

2. Identify the need, issue or barrier addressed by this priority.

The need for consumers/family members/advocates/provider to increase their knowledge base and advocacy skills is especially essential for persons who will not receive P&A services because they are either ineligible for the DD program or because their issue does not fall within the current priorities. Self-advocacy is a highly effective, empowering, and timely strategy for individuals with disabilities. An individual with a disability is best able to identify their needs and necessary supports, although this may be articulated through a representative. A knowledgeable, prepared consumer can achieve effective change with good communication skills, persistence and credible resources and supports.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (3)

Indicator is: Met

Implement outreach program by August 1, 2005.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

VOPA staff collaborated with service providers in the Eastern Shore and Southwestern Virginia areas in order to schedule and conduct outreach activities.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Not applicable.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

To be determined in FY06

8. Provide at least one case summary that demonstrates the impact of the priority.

Not applicable.

9. Will this priority be continued in the next fiscal year? yes

1. Identify and describe the priority. Priority # 7

People with Disabilities in Commonwealth of Virginia are aware of VOPA's Services.

2. Identify the need, issue or barrier addressed by this priority.

The need for consumers/family members/advocates/provider to increase their knowledge base and advocacy skills is especially essential for persons who will not receive P&A services because they are either ineligible for the DD program or because their issue does not fall within the current priorities. Self-advocacy is a highly effective, empowering, and timely strategy for individuals with disabilities. An individual with a disability is best able to identify their needs and necessary supports, although this may be articulated through a representative. A knowledgeable, prepared consumer can achieve effective change with good communication skills, persistence and credible resources and supports.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (4)

Indicator is: Not Met

If "Not Met" was checked, explain:

In addition to fact sheets identified in above objectives, develop 5 additional fact sheets for use with service requests that do not become fully opened cases.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Not applicable; priority to be carried over to FY06.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not applicable; not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Not applicable.

7. Was this priority targeted to under/served and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

Not applicable.

8. Provide at least one case summary that demonstrates the impact of the priority.

Not applicable.

9. Will this priority be continued in the next fiscal year? yes

1. Identify and describe the priority. Priority # 7

People with Disabilities in Commonwealth of Virginia are aware of VOPA's Services.

2. Identify the need, issue or barrier addressed by this priority.

The need for consumers/family members/advocates/provider to increase their knowledge base and advocacy skills is especially essential for persons who will not receive P&A services because they are either ineligible for the DD program or because their issue does not fall within the current priorities. Self-advocacy is a highly effective, empowering, and timely strategy for individuals with disabilities. An individual with a disability is best able to identify their needs and necessary supports, although this may be articulated through a representative. A knowledgeable, prepared consumer can achieve effective change with good communication skills, persistence and credible resources and supports.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (5)

Indicator is: Met

Evaluate the newsletter mailing list to be certain that underserved populations are represented.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Not applicable; VOPA handled this priority internally.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Not applicable.

7. Was this priority targeted to under/served and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

To be determined in FY06.

8. Provide at least one case summary that demonstrates the impact of the priority.

Not applicable.

9. Will this priority be continued in the next fiscal year? No

1. Identify and describe the priority. Priority # 7

People with Disabilities in Commonwealth of Virginia are aware of VOPA's Services.

2. Identify the need, issue or barrier addressed by this priority.

The need for consumers/family members/advocates/provider to increase their knowledge base and advocacy skills is especially essential for persons who will not receive P&A services because they are either ineligible for the DD program or because their issue does not fall within the current priorities. Self-advocacy is a highly effective, empowering, and timely strategy for individuals with disabilities. An individual with a disability is best able to identify their needs and necessary supports, although this may be articulated through a representative. A knowledgeable, prepared consumer can achieve effective change with good communication skills, persistence and credible resources and supports.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (6)

Indicator is: Met

Distribute newsletter quarterly

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Not applicable.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Not applicable.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

To be determined.

8. Provide at least one case summary that demonstrates the impact of the priority.

Not applicable.

9. Will this priority be continued in the next fiscal year? No

1. Identify and describe the priority. Priority # 7

People with Disabilities in Commonwealth of Virginia are aware of VOPA's Services.

2. Identify the need, issue or barrier addressed by this priority.

The need for consumers/family members/advocates/provider to increase their knowledge base and advocacy skills is especially essential for persons who will not receive P&A services because they are either ineligible for the DD program or because their issue does not fall within the current priorities. Self-advocacy is a highly effective, empowering, and timely strategy for individuals with disabilities. An individual with a disability is best able to identify their needs and necessary supports, although this may be articulated through a representative. A knowledgeable, prepared consumer can achieve effective change with good communication skills, persistence and credible resources and supports.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (7)

Indicator is: Met

Provide an overview of VOPA services in all outreach identified in abuse and neglect goal area

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Each outreach session conducted under Priority #1 included information about VOPA in general. All outreach sessions at state mental retardation institutions required coordination with institution staff.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Not applicable.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of state institutions to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority population in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.

Not applicable.

8. Will this priority be continued in the next fiscal year?

No

1. Identify and describe the priority. Priority # 7

People with Disabilities in Commonwealth of Virginia are aware of VOPA's Services.

2. Identify the need, issue or barrier addressed by this priority.

The need for consumers/family members/advocates/provider to increase their knowledge base and advocacy skills is especially essential for persons who will not receive P&A services because they are either ineligible for the DD program or because their issue does not fall within the current priorities. Self-advocacy is a highly effective, empowering, and timely strategy for individuals with disabilities. An individual with a disability is best able to identify their needs and necessary supports, although this may be articulated through a representative. A knowledgeable, prepared consumer can achieve effective change with good communication skills, persistence and credible resources and supports.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (8)

Indicator is: Met

Meet quarterly with institution advocates at mental retardation institutions regarding VOPA services.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

VOPA staff collaborated with the advocates.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Not applicable.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of state institutions to be underserved in the area of disability rights. In addition, in Virginia, there is a higher proportion of minority population in these facilities.

8. Provide at least one case summary that demonstrates the impact of the priority.

Not applicable.

9. Will this priority be continued in the next fiscal year? No

1. Identify and describe the priority. Priority # 7

People with Disabilities in Commonwealth of Virginia are aware of VOPA's Services.

2. Identify the need, issue or barrier addressed by this priority.

The need for consumers/family members/advocates/provider to increase their knowledge base and advocacy skills is especially essential for persons who will not receive P&A services because they are either ineligible for the DD program or because their issue does not fall within the current priorities. Self-advocacy is a highly effective, empowering, and timely strategy for individuals with disabilities. An individual with a disability is best able to identify their needs and necessary supports, although this may be articulated through a representative. A knowledgeable, prepared consumer can achieve effective change with good communication skills, persistence and credible resources and supports.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (9)

Indicator is: Met

Complete 2 presentations or outreach sessions between January 2005 and June 2005 for Spanish-speaking constituents.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

VOPA staff collaborated with a radio station, the United Way, and a public school's English as a second language representative.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Not applicable.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

To be determined.

8. Provide at least one case summary that demonstrates the impact of the priority.

Not applicable.

9. Will this priority be continued in the next fiscal year? No

1. Identify and describe the priority. Priority # 7

People with Disabilities in Commonwealth of Virginia are aware of VOPA's Services.

2. Identify the need, issue or barrier addressed by this priority.

The need for consumers/family members/advocates/provider to increase their knowledge base and advocacy skills is especially essential for persons who will not receive P&A services because they are either ineligible for the DD program or because their issue does not fall within the current priorities. Self-advocacy is a highly effective, empowering, and timely strategy for individuals with disabilities. An individual with a disability is best able to identify their needs and necessary supports, although this may be articulated through a representative. A knowledgeable, prepared consumer can achieve effective change with good communication skills, persistence and credible resources and supports.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (10)

Indicator is: Met

With the assistance of VOPA's Spanish Speaking Community Advisory Committee develop a plan for outreach to targeted Spanish-speaking constituencies.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

VOPA collaborated with its Spanish Speaking Community Advisory Committee and other community and governmental leaders.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Not applicable.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

To be determined.

8. Provide at least one case summary that demonstrates the impact of the priority.

9. Will this priority be continued in the next fiscal year? Yes

1. Identify and describe the priority. Priority # 7

People with Disabilities in Commonwealth of Virginia are aware of VOPA's Services.

2. Identify the need, issue or barrier addressed by this priority.

The need for consumers/family members/advocates/provider to increase their knowledge base and advocacy skills is especially essential for persons who will not receive P&A services because they are either ineligible for the DD program or because their issue does not fall within the current priorities. Self-advocacy is a highly effective, empowering, and timely strategy for individuals with disabilities. An individual with a disability is best able to identify their needs and necessary supports, although this may be articulated through a representative. A knowledgeable, prepared consumer can achieve effective change with good communication skills, persistence and credible resources and supports.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (11)

Indicator is: Met

Coordinate VOPA outreach activities with the Governor's Latino Advisory Commission Liaison through regular bimonthly meetings.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

VOPA collaborated with the Governor's Latino Advisory Commission Liaison

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not applicable.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Not applicable.

7. Was this priority targeted to under/served and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

To be determined.

8. Provide at least one case summary that demonstrates the impact of the priority.
VOPA met with the Governor's Latino Advisory Commission Liaison to discuss the findings of the Latino Advisory Commission's report on the needs of the Latino community in Virginia.

9. Will this priority be continued in the next fiscal year? No

1. Identify and describe the priority. Priority # 7

People with Disabilities in Commonwealth of Virginia are aware of VOPA's Services.

2. Identify the need, issue or barrier addressed by this priority.

The need for consumers/family members/advocates/provider to increase their knowledge base and advocacy skills is especially essential for persons who will not receive P&A services because they are either ineligible for the DD program or because their issue does not fall within the current priorities. Self-advocacy is a highly effective, empowering, and timely strategy for individuals with disabilities. An individual with a disability is best able to identify their needs and necessary supports, although this may be articulated through a representative. A knowledgeable, prepared consumer can achieve effective change with good communication skills, persistence and credible resources and supports.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (12)

Indicator is: Met

Inform policy-makers of the need to eliminate abuse and neglect in, and for improved oversight of, assisted living facilities and adult care homes, in response to all relevant legislative proposals, proposed administrative regulations, and organizational policies.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

VOPA participates on the ALF Regulations Advisory Committee.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not individual case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Not applicable.

7. Was this priority targeted to under/served and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of assisted living facilities to be underserved in the area of disability rights.

8. Provide at least one case summary that demonstrates the impact of the priority.

VOPA actively advocated for Assisted Living Facility residents to be involved in every aspect of their care planning. We and other advocates also encouraged VDSS not to weaken the incident reporting requirements.

9. Will this priority be continued in the next fiscal year? Yes

1. Identify and describe the priority. Priority # 7

People with Disabilities in Commonwealth of Virginia are aware of VOPA's Services.

2. Identify the need, issue or barrier addressed by this priority.

The need for consumers/family members/advocates/provider to increase their knowledge base and advocacy skills is especially essential for persons who will not receive P&A services because they are either ineligible for the DD program or because their issue does not fall within the current priorities. Self-advocacy is a highly effective, empowering, and timely strategy for individuals with disabilities. An individual with a disability is best able to identify their needs and necessary supports, although this may be articulated through a representative. A knowledgeable, prepared consumer can achieve effective change with good communication skills, persistence and credible resources and supports.

3. Identify and describe indicators PADD used to determine successful outcome of activities pursued under this priority.

Indicator # (13)

Indicator is: Not Met

If "Not Met" was checked, explain:

Based on information learned in monitoring activities, develop one fact sheet for residents of assisted living facilities.

4. Explain whether pursuing this priority involved collaborative efforts by other entities. If so, describe this collaboration.

Not applicable; this work will be carried over into FY06.

5. If this was this addressed through individual advocacy, provide the number of cases handled under the priority.

Not applicable; not case level services.

6. If this priority addresses systemic advocacy or capacity building of the service delivery system for persons with developmental disabilities, please describe how including indicating if any were class actions.

Not applicable.

7. Was this priority targeted to under/unserved and minority populations? If so please describe whether or not services to the targeted population resulted in an increase in clients served.

VOPA considers residents of assisted living facilities to be underserved in the area of disability rights.

8. Provide at least one case summary that demonstrates the impact of the priority.

Not applicable.

9. Will this priority be continued in the next fiscal year? Yes

Section VII Development Disabilities Network Collaboration

- A. Provide information related to only those issues/barriers affecting individuals with developmental disabilities and their families in your State that the DDC, P&A, and UAP(s) (the DD network) have jointly identified as critical State issues/barriers.

Using short titles, list 5-10 areas that the DDC, P&A, and UAP(s) have identified as critical State issues/barriers. Then, by checking the circle(s) to the left of the short titles(s), identify any issues/barriers selected by your State DD Network for joint collaboration.

1. Development of Institutional Settings
2. Legislative Aides/Assistants Training
3. Grant Applications
4. Outreach
5. Abuse and Neglect

- B. Provide the following information for at least one of the issues/barriers selected for DD Network collaboration. Repeat this section for reporting each issue/barrier selected for DD Network collaboration.

1. **Issue/Barrier # (from above):** 1
2. **Provide a brief description of the collaborative issue/barrier and expected outcome(s).**

The DD Network is very concerned about Virginia's maintenance and development of institutional settings for people with developmental disabilities. Not only does Virginia have 1918 licensed beds in state operated institutions (ICF/MRs), but there are also another 320 licensed beds in other ICF/MRs across the state. This segregated living environment is considered acceptable. So much so that additional ICF/MRs are being developed by converting Medicaid waiver group homes to ICF/MRs.

3. **Reference applicable SGP Goals:** 1, 4
4. **Describe the P&A's specific roles and responsibilities in this collaborative effort.**

VOPA hosted a strategic thinking meeting, organized by the network and attended by state and national advocacy leaders. VOPA assisted with the drafting of a letter to the editor of a newspaper that reported the conversion of a Medicaid Waiver group home to an ICF/MR. Each of the DD Network Partners signed the letter.

The P&A and the UCC are members of the Board for Virginians with Disabilities, Virginia's DD Council. As a members of the Board, VOPA advocates and educates other Board members on the true intent of the Olmstead decision and the protections of the DD Act.

VOPA routinely shares information with the other DD partners on this issue.

5. **Briefly identify problems, if any, encountered as a result of this collaboration.**

At times, members of the Board, not necessarily members of the DD Network, do not understand that the P&A must set annual priorities to guide its annual work. They also do not always understand that the P&A must guard its participation in some efforts in order to avoid any perception of a conflict of interest later.

6. **Describe unexpected benefits, if any, of this collaborative effort.**
Advocacy groups took stronger positions than expected.
7. **If your P&A can provide technical assistance expertise in this area to other States, please describe.**
N/A
8. **If any, describe the technical assistance needs the P&A/DD Network have in this area.**
None

1. **Issue/Barrier # (from above):** 2
2. **Provide a brief description of the collaborative issue/barrier and expected outcome(s).**
The DD Network developed a coordinated training session for state legislative aides and assistants on the service needs and disability related rights of individuals with developmental and other disabilities. The intent was to create an atmosphere of cooperation where the legislative aides and assistants could use the DD Network as a reliable and trusted resource.
3. **Reference applicable SGP Goals:** All
4. **Describe the P&A's specific roles and responsibilities in this collaborative effort.**
The P&A offered an overview of the ADA, the Virginians with Disabilities Act, the DD Act and other pertinent laws that provided protections and rights for individuals with disabilities. The P&A offered to be a resource to the audience both during the General Assembly session as well as other times.
5. **Briefly identify problems, if any, encountered as a result of this collaboration.** Not applicable
6. **Describe unexpected benefits, if any, of this collaborative effort.** None
7. **If your P&A can provide technical assistance expertise in this area to other States, please describe.** None
8. **If any, describe the technical assistance needs the P&A/DD Network have in this area.** Not applicable

1. **Issue/Barrier # (from above):** 3
2. **Provide a brief description of the collaborative issue/barrier and expected outcome(s).**
The DD Network Partners routinely provided letters of support for one another whenever one was applying for a grant and requested one. This joint collaboration assists with growth and quality of the developmental disabilities service delivery system in Virginia by bringing in funding from other sources beyond the Virginia state budget.

Both the DD Council and the UCC provided the P&A letters of support that helped the P&A to be awarded a \$100,000 HUD grant.

The DD Council awards grants for the best practice, model demonstration and research grant projects that have created change in the areas of education, employment, housing, early intervention, transportation, recreation, and community integration. Both the UCC and the P&A have attempted to apply for these grants.

3. **Reference applicable SGP Goals:** All

4. **Describe the P&A's specific roles and responsibilities in this collaborative effort.**
The P&A requests of and provides letters of support to the DD Network.
5. **Briefly identify problems, if any, encountered as a result of this collaboration.**
N/A
6. **Describe unexpected benefits, if any, of this collaborative effort.** Receipt of HUD grant
7. **If your P&A can provide technical assistance expertise in this area to other States, please describe.** None
8. **If any, describe the technical assistance needs the P&A/DD Network have in this area.** None

1. **Issue/Barrier # (from above):**4

2. **Provide a brief description of the collaborative issue/barrier and expected outcome(s).**

The DD Network collaborated on the development of a video that demonstrates the ability of individuals with developmental disabilities to successfully live in the community and experience a high quality of life.

The DD Network partners routinely write information articles for each other's newsletters.

The DD Network partners assisted in a graduate policy seminar at Virginia Commonwealth University, sponsored by the UCLED. VOPA participated in the Alliance for Full Participation Conference as part of the Virginia delegation.

3. **Reference applicable SGP Goals:** All

4. **Describe the P&A's specific roles and responsibilities in this collaborative effort.**

5. **Briefly identify problems, if any, encountered as a result of this collaboration.**
None

6. **Describe unexpected benefits, if any, of this collaborative effort.** None

7. **If your P&A can provide technical assistance expertise in this area to other States, please describe.** None

8. **If any, describe the technical assistance needs the P&A/DD Network have in this area.** None

1. **Issue/Barrier # (from above):**5

2. **Provide a brief description of the collaborative issue/barrier and expected outcome(s).**

The DD Network supports efforts to reduce abuse and neglect of persons with disabilities.

3. **Reference applicable SGP Goals:** All

4. **Describe the P&A's specific roles and responsibilities in this collaborative effort.**

VOPA promoted curriculum developed by the Network. Curriculum design to assist in the identification and prevention of abuse and neglect.

5. Briefly identify problems, if any, encountered as a result of this collaboration.
None
6. Describe unexpected benefits, if any, of this collaborative effort. None
7. If your P&A can provide technical assistance expertise in this area to other States, please describe. None
8. If any, describe the technical assistance needs the P&A/DD Network have in this area. None

Section VIII. Coordination

Check if the following programs are housed in the same organization as the P&A program:

 X Client Assistance Program (CAP)

 Long Term Care Ombudsman (Older Americans Act)

 Other: Please list:

If the Client Assistance Program (CAP) and the Long Term Care Ombudsman (Older Americans Act) are not part of the P&A System (PADD, PAIMI, PAIR AND PAAT programs) describe coordination between the PADD program and the CAP and the Long Term Care Ombudsman (Older Americans Act.)

Coordination with the State Long-Term Care Program (Virginia Department of Aging) occurs on an as needed basis. However, VOPA does attend and participate in their Virginia Public Guardian and Conservator Advisory Board.

The Department of Medical Assistance Services (DMAS) is the primary source of funding for the long-term care system in Virginia. Again, VOPA coordinates with them on an as needed basis. Specific activities in the past year have included participation in the Medicaid Buy-In.

VOPA staff have had some discussions with representatives from the Long Term Care Ombudsman Program in Virginia during individual investigations. However, we are looking forward to developing a more formal relationship with the administration of that program in the next year.

Describe your system's relations with agencies other than above and any inter-agency agreements or joint projects you may have, other than mentioned above.

VOPA participates in workgroups, task forces and so on with the entities listed below. In addition, collaboration may occur in the course of providing advocacy and legal representation or conducting preliminary inquiries and investigations.

Department of Mental Health, Mental Retardation and Substance Abuse Services' Central Office and five (5) institutions
Local Human Rights Committees
Partnership for People with Disabilities
Virginia State Independent Living Council
Department of Rehabilitative Services
Department of Medical Assistance Services
Office of the Attorney General
Virginia Public Guardian and Conservator Advisory Board
Virginia Board for People with Disabilities
State Special Education Advisory Council
Office of the Inspector General
Virginia Interagency Coordinating Council
Medicaid Buy-In Work Group
Centers for Independent Living
Virginia Commonwealth University
Community Services Boards

Section IX. Services Provided Using Non-Part C Funding

Are services and activities benefiting persons with developmental disabilities and their families supported by funding other than that provided by Part C of the DD Act or its program income.

_____ Yes

___X___ No

Please describe the projects funded with non-part C funding or its program income.
Not applicable.